

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1719 be amended to read as follows:

- 1 Delete the title and insert the following:
- 2 A BILL FOR AN ACT to amend the Indiana Code concerning
- 3 motor vehicles and to make an appropriation.
- 4 Page 3, line 32, reset in roman "schedule".
- 5 Page 3, line 32, delete "schedules".
- 6 Page 5, delete lines 19 through 42, begin a new paragraph and
- 7 insert:
- 8 "SECTION 7. IC 9-18-15-1 IS AMENDED TO READ AS
- 9 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 1. (a) A person who is
- 10 the registered owner or lessee of a:
- 11 (1) passenger motor vehicle;
- 12 (2) motorcycle;
- 13 (3) recreational vehicle; or
- 14 (4) vehicle registered as a truck with a declared gross weight of
- 15 not more than:
- 16 (A) eleven thousand (11,000) pounds;
- 17 (B) nine thousand (9,000) pounds; or
- 18 (C) seven thousand (7,000) pounds;
- 19 registered with the bureau or who makes an application for an original
- 20 registration or renewal registration of a vehicle may apply to the bureau
- 21 for a personalized license plate to be affixed to the vehicle for which
- 22 registration is sought instead of the regular license plate.
- 23 (b) A person who:
- 24 (1) is the registered owner or lessee of a vehicle described in
- 25 subsection (a); and
- 26 (2) is eligible to receive a license plate for the vehicle under:
- 27 (A) IC 9-18-17 (prisoner of war license plates);
- 28 (B) IC 9-18-18 (disabled veteran license plates);
- 29 (C) IC 9-18-19 (Purple Heart license plates);
- 30 (D) IC 9-18-20 (Indiana National Guard license plates);

1 (E) IC 9-18-21 (Indiana Guard Reserve license plates);
2 (F) IC 9-18-22 (license plates for persons with disabilities);
3 (G) IC 9-18-23 (amateur radio operator license plates);
4 (H) IC 9-18-24 (civic event license plates);
5 (I) IC 9-18-25 (special group recognition license plates);
6 (J) IC 9-18-29 (environmental license plates);
7 (K) IC 9-18-30 (kids first trust license plates);
8 (L) IC 9-18-31 (education license plates);
9 (M) IC 9-18-32.2 (drug free Indiana trust license plates);
10 (N) IC 9-18-33 (Indiana FFA trust license plates);
11 (O) IC 9-18-34 (Indiana firefighter license plates);
12 (P) IC 9-18-35 (Indiana food bank trust license plates);
13 (Q) IC 9-18-36 (Indiana girl scouts trust license plates);
14 (R) IC 9-18-37 (Indiana boy scouts trust license plates);
15 (S) IC 9-18-38 (Indiana retired armed forces member license
16 plates);
17 (T) IC 9-18-39 (Indiana antique car museum trust license
18 plates);
19 (U) IC 9-18-40 (D.A.R.E. Indiana trust license plates);
20 (V) IC 9-18-41 (Indiana arts trust license plates);
21 (W) IC 9-18-42 (Indiana health trust license plates);
22 (X) IC 9-18-43 (Indiana mental health trust license plates);
23 (Y) IC 9-18-44 (Indiana Native American Trust license
24 plates);
25 (Z) IC 9-18-45.8 (Pearl Harbor survivor license plates);
26 (AA) IC 9-18-46.2 (Indiana state educational institution
27 trust license plates);
28 (BB) IC 9-18-47 (Lewis and Clark bicentennial license
29 plates); or
30 (CC) IC 9-18-48 (Riley Children's Foundation license
31 plates); or
32 **(DD) IC 9-18-49 (National Association for Stock Car
33 Auto Racing (NASCAR) license plates);**

34 may apply to the bureau for a personalized license plate to be affixed
35 to the vehicle for which registration is sought instead of the regular
36 special recognition license plate.

37 SECTION 8. IC 9-18-49 IS ADDED TO THE INDIANA CODE
38 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE
39 JULY 1, 2005]:

40 **Chapter 49. National Association for Stock Car Auto Racing**
41 **(NASCAR) License Plates**

42 **Sec. 1. The bureau of motor vehicles shall design and issue a**
43 **National Association for Stock Car Auto Racing (NASCAR) license**
44 **plate, beginning January 1, 2006.**

45 **Sec. 2. The National Association for Stock Car Auto Racing**
46 **(NASCAR) license plate shall be designed and issued as a special**
47 **group recognition license plate under IC 9-18-25.**

48 **Sec. 3. After December 31, 2005, a person who is eligible to**
49 **register a vehicle under this title is eligible to receive a National**
50 **Association for Stock Car Auto Racing (NASCAR) license plate**
51 **under this chapter after doing the following:**

52 **(1) Completing an application for a National Association for**

1 **Stock Car Auto Racing (NASCAR) license plate.**

2 **(2) Paying the fees under section 4 of this chapter.**

3 **Sec. 4. (a) The fees for a National Association for Stock Car**
 4 **Auto Racing (NASCAR) license plate are as follows:**

5 **(1) The appropriate fee under IC 9-29-5-38(a).**

6 **(2) An annual fee of twenty-five dollars (\$25).**

7 **(b) The bureau shall collect the annual fee referred to in**
 8 **subsection (a)(2).**

9 **(c) The annual fee referred to in subsection (a)(2) shall be**
 10 **deposited in the fund established by section 5 of this chapter.**

11 **Sec. 5. (a) The full day kindergarten license plate fund is**
 12 **established.**

13 **(b) The treasurer of state shall invest the money in the fund not**
 14 **currently needed to meet the obligations of the fund in the same**
 15 **manner as other public trust funds are invested. Interest that**
 16 **accrues from these investments shall be deposited in the fund.**
 17 **Money in the fund is continuously appropriated for purposes of**
 18 **this section.**

19 **(c) The commissioner shall administer the fund. Expenses of**
 20 **administering the fund shall be paid from money in the fund.**

21 **(d) Beginning on July 31, 2006, and July 31 of each year**
 22 **thereafter, the commissioner shall distribute the money from the**
 23 **fund to the full day kindergarten fund established by**
 24 **IC 20-10.1-22-4.**

25 **(e) Money in the fund at the end of a state fiscal year does not**
 26 **revert to the state general fund."**

27 Delete page 6.

28 Page 7, delete lines 1 through 12.

29 Page 8, between lines 21 and 22, begin a new paragraph and insert:

30 "SECTION 11. IC 9-24-6-2 IS AMENDED TO READ AS
 31 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 2. (a) The bureau shall
 32 adopt rules under IC 4-22-2 to regulate persons required to hold a
 33 commercial driver's license.

34 (b) The rules must carry out 49 U.S.C. 521, 49 U.S.C. 31104, 49
 35 U.S.C. 31301 through 31306, 49 U.S.C. 31308 through 31317, and 49
 36 CFR 383 through 384, and may not be more restrictive than the federal
 37 Motor Carrier Safety Improvement Act of 1999 (MCSIA) (Public Law
 38 106-159.113 Stat. 1748).

39 (c) Rules adopted under this section must include the following:

40 (1) Establishment of classes and periods of validation of
 41 commercial driver's licenses.

42 (2) Standards for commercial driver's licenses, including
 43 suspension and revocation procedures.

44 (3) Requirements for documentation of eligibility for legal
 45 employment, as set forth in 8 CFR 274a.2, and proof of residence
 46 in Indiana.

47 (4) Development of written or oral tests, driving tests, and fitness
 48 requirements.

49 (5) Defining the commercial driver's licenses by classification
 50 and the information to be contained on the licenses, including the

1 ~~Social Security number~~ and a unique identifier of the holder.

2 (6) Establishing fees for the issuance of commercial driver's
3 licenses, including fees for testing and examination.

4 (7) Procedures for the notification by the holder of a commercial
5 driver's license to the bureau and the driver's employer of
6 pointable traffic offense convictions.

7 (8) Conditions for reciprocity with other states, including
8 requirements for a written commercial driver's license test and
9 operational skills test, and a hazardous materials endorsement
10 written test and operational skills test, before a license may be
11 issued.

12 (9) Other rules necessary to administer this chapter.

13 (d) 49 CFR 383 through 384 are adopted as Indiana law."

14 Page 9, line 40, delete "sections" and insert "**section**".

15 Page 9, line 40, delete "2(c)(2)," and insert "**2(c)**".

16 Page 13, delete lines 38 through 42.

17 Page 14, delete lines 1 through 6.

18 Page 15, between lines 35 and 36, begin a new paragraph and
19 insert:

20 "SECTION 30. IC 20-10.1-22-4 IS ADDED TO THE INDIANA
21 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
22 [EFFECTIVE JULY 1, 1005]: **(a) The full day kindergarten fund is**
23 **established to provide funding for full day kindergarten in addition**
24 **to appropriations made for full day kindergarten in the state**
25 **budget bill. The fund shall be administered by the state department**
26 **of education.**

27 **(b) The fund consists of:**

28 **(1) money transferred to the fund from the full day**

29 **kindergarten license plate fund established by IC 9-18-49-5;**

30 **(2) appropriations made to the fund;**

31 **(3) gifts and bequests; and**

32 **(4) grants.**

33 **(c) The expenses of administering the fund shall be paid from**
34 **money in the fund.**

35 **(d) The treasurer of state shall invest the money in the fund not**
36 **currently needed to meet the obligations of the fund in the same**
37 **manner as other public money may be invested. Interest that**
38 **accrues from these investments shall be deposited in the fund.**

39 **(e) Money in the fund at the end of a state fiscal year does not**
40 **revert to the state general fund.**

41 **(f) Beginning on August 1, 2006, and August 1 of each year**
42 **thereafter, money in the fund is continually appropriated to the**
43 **state department of education for distribution to schools for full**
44 **day kindergarten.**

45 **(g) Distribution from the fund shall be made in the same**
46 **manner as distributions of appropriations are made to fund full**
47 **day kindergarten."**

48 Page 15, delete lines 36 through 37, begin a new paragraph and
49 insert:

50 "SECTION 31. IC 9-18-2-28 IS REPEALED [EFFECTIVE JULY

1 1, 2005].".

2 Renumber all SECTIONS consecutively.
(Reference is to HB 1719 as printed February 25, 2005.)

Representative HARRIS E